

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

KELLY O. PHILLIPS, #147 985
JEFFREY BROOKS, #133 348

Plaintiffs,

v.

ELMORE COUNTY CORRECTIONAL
FACILITY, *et al.*,

Defendants.

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2:07CV623-MEF

2:07-CV-619-MEF

ORDER

Plaintiffs filed this 42 U.S.C. § 1983 action alleging a violation of their constitutional rights arising from certain conditions of their confinement at the Elmore Correctional Facility. Only Plaintiff Phillips has filed a motion for leave to proceed *in forma pauperis* pursuant to the provisions of 28 U.S.C. § 1915(d). The Prison Litigation Reform Act of 1996 requires “each individual prisoner to pay the full amount of the required [filing] fee.” *Hubbard v. Haley, et al.*, 262 F.3d 1194, 1195 (11th Cir. 2001). Consequently, multiple prisoners are not entitled to enjoin their claims in a single cause of action. *Id.* Accordingly, the Clerk of this court is hereby DIRECTED to:

1. Open two (2) separate civil actions - one for each Plaintiff named in the instant complaint. The Clerk is advised that the case number of the present cause of action shall be assigned to Kelly Phillips;
2. Assign the newly opened case to the Magistrate Judge and District Judge to which

the instant cause of action is assigned;

3. Place a copy of the complaint filed by inmates Phillips and Brooks in the newly opened case file;

4. Refer these case files to the appropriate Magistrate Judge for further proceedings upon completion of the foregoing directives.

Done, this 6th day of July 2007.

/s/ Susan Russ Walker
SUSAN RUSS WALKER
UNITED STATES MAGISTRATE JUDGE